IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Case No. : R.S.A.No.4088 of 2006

Date of Decision : November 23, 2006.

Haryana Vidyut Parsaran Nigam Ltd.,
Panchkula and others ..... Appellants

Vs.

Sheo Singh Saini and others ..... Respondents

Coram : Hon'ble Mr.Justice P.S.Patwalia

* * *

Present : Mr.Bijender Dhankar, Advocate
for the appellants.

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P.S.Patwalia, J. (Oral) :

A reading of the judgments of the courts below would show that the suit of the plaintiff has been decreed and the appellant has been directed to count the service rendered by the late husband of the plaintiff on work charge basis for the purpose of computing his retiral benefits being pension, death and retirement gratuity etc. The late husband of the plaintiff had rendered more than 20 years work charge service before he was regularised in August 1990. He ultimately retired on 31.12.1999. I find no error in the view taken by the courts below. A Full Bench of this Court in the case of ***Kesar Chand vs. State of Punjab*** reported as ***1988 (5) SLR 25*** has categorically held that work charge service rendered prior to regularisation is to count for retiral benefits. The view has again be reiterated by a Division Bench of this Court in the case of ***Gobindi Devi vs. Haryana Vidyut Prasaran Nigam Ltd. and others*** reported as ***2006 (3) RSJ 641***.

In view of the aforesaid judgments, the service rendered by the late husband of the plaintiff on work charge basis would count towards his retiral benefits.

No substantial question of law arises for determination in this Regular Service Appeal and the same is accordingly dismissed.

November 23, 2006 (P.S.Patwalia)
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